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<b>NFO</b>	<b>LOG-00</b>	<b>ACDA-17</b>	<b>ACDE-00</b>	<b>AID-01</b>	<b>AMAD-01</b>	<b>CIAE-00</b>	<b>SMEC-00</b>
	<b>OASY-00</b>	<b>DODE-00</b>	<b>DOEE-00</b>	<b>EAP-01</b>	<b>EB-01</b>	<b>FBIE-00</b>	<b>H-01</b>
	<b>TEDE-00</b>	<b>INR-00</b>	<b>LAB-01</b>	<b>L-01</b>	<b>ADS-00</b>	<b>M-00</b>	<b>NSAE-00</b>
	<b>NSCE-00</b>	<b>OIC-02</b>	<b>OMB-01</b>	<b>PA-01</b>	<b>PM-00</b>	<b>PRS-01</b>	<b>P-01</b>
	<b>SP-00</b>	<b>SR-00</b>	<b>STR-01</b>	<b>TRSE-00</b>	<b>T-00</b>	<b>SA-01</b>	<b>PMB-00</b>
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## AMBASSY BEIJING

O SECSTATE WASHDC IMMEDIATE 419

**NFO AMEMBASSY ULAANBAATAR IMMEDIATE**

## MISSION GENEVA

## MCONSUL, SHENYANG

MCCONSULT SHANGHAI

MEASURE SHANGHAI  
MCCONSUL. HONG KONG

WCONBEE HONG KONG  
WCONSUL, GUANGZHOU

RECORDED GUANGZHOU  
STA WASHDC 4136

SIA WASI 8C 4136  
MC CONSULT CHENGDU

## MEASURE CHENGDU

CONFIDENTIAL SECTION 01 OF 03 BEIJING 005034

LAANBAATAR PASS A/S LORD

.0. 12356: N/A

AGS: PHUM, PREL, UNHRC-1, CH

SUBJECT: CHINA CRITICIZES 1994 HUMAN RIGHTS REPORT

EF: A) FBIS OW2602074095, B) 94 BEIJING 20083

CONFIDENTIAL

BEIJING 01 OF 03 5034

94 BEIJING 56982. D) BEIJING 4690

(C) SUMMARY. A LENGTHY OFFICIAL CHINESE CRITIQUE OF THE 1994 HUMAN RIGHTS REPORT ON CHINA, ISSUED FEBRUARY 7, ATTEMPTS TO REPUTE ALLEGATIONS IN A FEW SPECIFIC CASES, AND PROVIDES DETAILS ABOUT THE CHARGES IN ONE RECENT CASE THAT WERE NOT PUBLICLY AVAILABLE. OTHER CRITICISMS IN THE CRITIQUE, HOWEVER, ARE NOT BASED ON THE LANGUAGE CONTAINED IN THE 1994 REPORT, OR ARE AIMED AT HUMAN RIGHTS CONDITIONS IN THE UNITED STATES RATHER THAN CHINA. ALTHOUGH THE CRITIQUE IS EXTREMELY SELECTIVE IN ITS APPROACH, IT NONETHELESS CONSTITUTES A SMALL CONTRIBUTION TO OUR CONTINUING HUMAN RIGHTS DIALOGUE WITH CHINA BY OPENLY DISCUSSING SOME RELEVANT ISSUES.

DEPARTMENT OF STATE		IS/FPC/COR TRM Date: 1/4/97	
<input type="checkbox"/> RELEASE	<input checked="" type="checkbox"/> DECLASSIFY		
<input checked="" type="checkbox"/> EXCISE	<input checked="" type="checkbox"/> DECLASSIFY		
<input type="checkbox"/> DENY	<input checked="" type="checkbox"/> IN PART		
		EO Citations _____	
		<input type="checkbox"/> CLASSIFY as _____	TS authority to _____
		<input type="checkbox"/> DOWNGRADE TS to _____	<input type="checkbox"/> S or <input type="checkbox"/> C
		<input type="checkbox"/> EXEMPTIONS _____	<input type="checkbox"/> S or <input type="checkbox"/> C

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DISCUSSION OF THE PROOF OFFERED AT TRIAL TO SUPPORT THESE ALLEGATIONS.

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AW MEN

.. (U) THE CRITIQUE DEVOTED CONSIDERABLE ATTENTION TO SEVERAL CASES WHERE THE STATE COUNCIL EITHER IGNORED OR MISREAD THE HUMAN RIGHTS REPORT'S LANGUAGE; IN SOME INSTANCES, THE CRITIQUE COMPLAINED ABOUT ACCUSATIONS THAT WERE NOT IN THE 1994 REPORT. THE CRITIQUE QUOTED THE

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REPORT'S LANGUAGE ON THE ALLEGATIONS OF CONTINUED ABUSE OF LIU GANG, INCLUDING OFFICIAL CHINESE DENIALS, BUT NONETHELESS ACCUSED THE REPORT OF "REPEATING LIES." THE REFERENCE TO ALLEGATIONS OF TRANSPLANTATION OF ORGANS FROM EXECUTED PRISONERS WAS ALSO QUOTED, BUT DESPITE OUR REPORT'S ACKNOWLEDGMENT THAT THE STORIES WERE NOT VERIFIED, THE CRITIQUE CLAIMED THE REFERENCE HAS "A DELIBERATE ATTEMPT TO CONCOCT AND SPREAD LIES." A LENGTHY REFUTATION OF THE BBC REPORT ON THE ALLEGATIONS IN TRANSPLANTS THEN FOLLOWED.

.. (U) IN OTHER INSTANCES, THE AUTHORS OF THE CRITIQUE WENT OUT OF THEIR WAY TO FIND ISSUES TO COMPLAIN ABOUT. FOR EXAMPLE, THE CRITIQUE IMPLIED THAT WANG JUNTAO'S CASE WAS MENTIONED IN THE 1994 REPORT AS AN EXAMPLE OF MISTREATMENT OF PRISONERS. WHILE REPORTS OF MISTREATMENT OF WANG HAD BEEN DISCUSSED IN HUMAN RIGHTS REPORTS IN PRIOR YEARS, THE 1994 REPORT ONLY CREDITED CHINA WITH GREEING TO HIS RELEASE. THE CRITIQUE NOTED WITH SOME MASCISM THAT WANG WAS NOT HOSPITALIZED IN THE U.S. AFTER HE WAS RELEASED DESPITE ALLEGATIONS BY THE STATE DEPARTMENT THAT HE HAD BEEN IN POOR HEALTH.

. THE CRITIQUE ALSO INCORRECTLY CLAIMED THAT THE 1994 REPORT REFERRED TO "EXTENSIVE POLITICAL AND EXTRAJUDICIAL MULLINGS." NOT ONLY DID THE REPORT NOT SAY THIS, IT ALSO CITED CHINESE PRESS REPORTS AS WELL AS THOSE FROM HUMAN RIGHTS GROUPS ON INDIVIDUAL CASES, ACKNOWLEDGING THAT THE CHINESE ARE ALSO REPORTING ON THESE ABUSES. THE CRITIQUE ALSO CLAIMED THAT THE DISCUSSION OF CASES OF ABDUCTION OF WOMEN AND CHILDREN WAS CALLED A "HUMAN RIGHTS ABUSE" WHEN IN FACT THE REPORT WAS POINTING OUT THE ACTIONS TAKEN BY CHINESE OFFICIALS TO ADDRESS THE PROBLEM.

AMILIAR ARGUMENTS ON RELIGION

. (U) THE CRITIQUE REPEATED FAMILIAR ARGUMENTS THAT NO ONE IS PERSECUTED FOR RELIGIOUS BELIEFS IN CHINA BUT ONLY FOR BREAKING THE LAW "UNDER THE GUISE OF RELIGION." THE AUTHORS THEN DISCUSSED THE TREATMENT OF THE "JESUS FAMILY" IN SHANDONG IN SOME DETAIL, AND COMPARED THEIR

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REATMENT WITH THAT OF THE BRANCH DAVIDIANS IN TEXAS.  
HE 1994 REPORT, HOWEVER, DID NOT DISCUSS THE JESUS  
AMILY CASE.

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EFEND BY ATTACKING

. (U) THE CRITIQUE ALSO DEVOTED CONSIDERABLE SPACE TO  
RITICIZING THE HUMAN RIGHTS SITUATION IN THE U.S.,  
ARTICULARLY THE STATUS OF WOMEN AND PROBLEMS WITH RACIAL  
ISCRIMINATION AND CRIME. THE CRITIQUE URGED THE UNITED  
TATES TO "DO ITS UTMOST TO IMPROVE THE ABOMINABLE HUMAN  
IGHTS CONDITIONS IN ITS OWN COUNTRY, RATHER THAN  
OVERING THEM UP BY ATTACKING OTHERS ON THE ISSUE." THE  
RITIQUE CRITICIZED THE U.S. FOR NOT ACCEDING TO THE  
ONVENTION AGAINST TORTURE, THE CONVENTION ON RACIAL  
ISCRIMINATION, AND THE CONVENTION ON SUPPRESSION OF  
PARTHEID. IT NEGLECTED TO MENTION THAT THE U.S. HAS  
IGNED THE CONVENTION AGAINST TORTURE.

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RESPONSE TO GENEVA RESOLUTION

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2. (C) COMMENT: C

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END COMMENT.

4. (U) IN ANTICIPATION OF REQUESTS FOR USG REACTION TO  
THE CRITIQUE, WE PROVIDE THE FOLLOWING SUGGESTED PRESS  
GUIDANCE:

: WHAT IS YOUR RESPONSE TO CHINA'S REBUTTAL OF THE 1994  
UMAN RIGHTS REPORT?

: WE ARE GLAD THAT THE CHINESE GOVERNMENT HAS STUDIED  
HE REPORT, ALTHOUGH THE REBUTTAL APPEARS TO MISCONSTRUE  
OME LANGUAGE IN THE REPORT WHICH WAS IN FACT NOT  
RITICAL OF CHINA. FOR EXAMPLE, THE REFERENCE IN THE  
994 HUMAN RIGHTS OF CASES OF ABDUCTION OF WOMEN AND  
HILDREN WAS NOT A CRITICISM BUT WAS POINTING OUT STEPS  
HE CHINESE GOVERNMENT HAS TAKEN TO PROSECUTE SUCH  
ASES. THE U.S. WELCOMES THE OPPORTUNITY TO DISCUSS THE  
SSES RAISED IN ITS HUMAN RIGHTS REPORTS WITH THE HOST  
VERNMENT OR OTHER ORGANIZATIONS. WE WILL BE HAPPY TO  
INCLUDE THESE ISSUES IN OUR BILATERAL DIALOGUE ON HUMAN  
IGHTS WITH CHINA. THE REBUTTAL CONTAINED INFORMATION ON  
OME CASES WHICH WE HAD REQUESTED FROM THE CHINESE, BUT  
ICH THEY HAD NOT PREVIOUSLY PROVIDED. WE ENCOURAGE  
JCH EXCHANGES OF INFORMATION.

: HOW DO YOU ANSWER THE POINT THAT THE U.S. HAS ITS OWN  
UMAN RIGHTS PROBLEMS AND HAS NO RIGHT TO CRITICIZE CHINA  
R OTHER COUNTRIES?

: AS YOU KNOW, THE U.S. RECENTLY ISSUED A TWO-HUNDRED  
AGE REPORT ON HUMAN RIGHTS IN THE UNITED STATES IN

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SUGGESTED PRESS GUIDANCE IS INCLUDED IN PARA. 14. END  
SUMMARY.

(U) THE STATE COUNCIL INFORMATION OFFICE PUBLISHED A  
FULL PAGE CRITIQUE OF THE 1994 COUNTRY REPORT ON HUMAN  
RIGHTS IN CHINA ("THE REPORT") IN THE ENGLISH-LANGUAGE  
CHINA DAILY ON FEBRUARY 27 (REPORTED IN FBIS, REF A).  
THE PEOPLE'S DAILY SUMMARIZED THE CRITIQUE ON FEBRUARY  
7, AND CHINESE TELEVISION NEWS ON THE 26TH REPORTED ON  
THE CRITIQUE AT SOME LENGTH. THE CRITIQUE ACCUSED THE  
STATE DEPARTMENT OF "DISTORTING FACTS AND CONFUSING RIGHT  
AND WRONG ... TO ATTACK CHINA." THE U.S. PRACTICE OF  
ISSUING YEARLY HUMAN RIGHTS REPORTS WAS DECRIED AS  
IMPOSING U.S. HUMAN RIGHTS VALUES ON OTHER COUNTRIES AND  
AS "HEGEMONISM AND POWER POLITICS." AS WITH CRITICISMS  
IN PREVIOUS YEARS (REF B), CHINA COMPLAINED THAT THE  
HUMAN RIGHTS REPORT CONSTITUTED INTERFERENCE IN ITS  
INTERNAL AFFAIRS.

PROVIDING ADDITIONAL INFORMATION ON SPECIFIC CASES

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(U) THE CRITIQUE HIGHLIGHTED ALLEGATIONS (IN SECTION  
A OF THE REPORT) THAT IMPRISONED TIBETAN NUN PHUNTSOG  
ANGKYI DIED AFTER A BEATING BY GUARDS TO "PROVE" THAT  
THE UNITED STATES GOT ITS FACTS WRONG IN DRAFTING THE  
REPORT. THE INFORMATION OFFICE REPORTED THAT HER DEATH  
AS, IN FACT, CAUSED BY CEREBRAL TUBERCULOSIS, AND THAT  
ALL APPROPRIATE STEPS WERE TAKEN TO TRY TO SAVE HER  
LIFE. THE CRITIQUE ALLEGED THAT SHE RECEIVED MEDICAL  
TREATMENT BEGINNING MAY 18 BUT HER CONDITION WORSENED.  
ACCORDING TO THE CRITIQUE, SHE WAS GIVEN TRADITIONAL  
CELESTIAL BURIAL. AMNESTY INTERNATIONAL HAD REPORTED SHE  
AS CREMATED WITHOUT HER FAMILY'S CONSENT BEFORE AN  
AUTOPSY COULD BE PERFORMED, ALTHOUGH THAT ASPECT OF HER  
CASE WAS NOT DISCUSSED IN THE HUMAN RIGHTS REPORT.  
WITHOUT INDEPENDENT ACCESS TO PRISON RECORDS, IT IS  
UNLIKELY THAT EITHER VERSION OF EVENTS CAN BE CONFIRMED.

(U) FOR THE FIRST TIME, THE CRITIQUE OFFERED  
ADDITIONAL INFORMATION ON THE CONVICTION OF THE "BEIJING  
5," SEVERAL OF WHOM WERE SENTENCED LATE LAST YEAR TO  
PRISON TERMS OF UP TO 20 YEARS (REF C). ACCORDING TO THE  
STATE COUNCIL, THE DEFENDANTS WERE CONVICTED FOR  
ADVOCATING VIOLENT OVERTHROW OF THE GOVERNMENT, "MAKING  
ACTIVE PREPARATION FOR ARMED STRUGGLE" AND SETTING UP A  
VISION FOR MILITARY PREPARATIONS, INCLUDING "ACQUIRING  
WEAPONS." THEY WERE ALSO ACCUSED OF "FORGING SECRET  
INKS" WITH AND RECEIVING "FINANCIAL AND MATERIAL  
ASSISTANCE" FROM "ANTI-CHINA ORGANIZATIONS ABROAD." THE  
CRITIQUE ARGUED THAT SUCH ACTIONS WOULD BE PUNISHABLE IN  
ANY COUNTRY AS JEOPARDIZING STATE SECURITY. THERE HAS NO

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PURSUANT TO THE INTERNATIONAL CONVENTION ON CIVIL AND  
POLITICAL RIGHTS, #Q-SX(NTRIES, AND WE ARE READY TO DISCUSS THEM AT ANY TIME  
WITH THE CHINESE GOVERNMENT AND OTHERS. **ALL FORD**  
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